

**North Canton City Council Notice  
Special Committee of the Whole Agenda  
Monday, August 22, 2016**

North Canton City Council will meet as a Committee of the Whole **Monday, August 22, 2016 immediately following the 7:00 p.m. Council Meeting** in Council chamber at North Canton City Hall.

Items to be discussed.

1. Community and Economic Development Committee

Chairperson: Marcia Kiesling  
Vice Chairperson: Mark Cerreta  
Doug Foltz  
Dominic Fonte  
Dan Griffith  
Daniel Peters  
Stephanie Werren

An ordinance repealing ordinances 5-10 and 107-09 and reviving ordinances 71-04, and 105-00, and implementing section 3735.65 through 3735.70 of the Revised Code, thereby reducing and dividing the North Canton CRA into the former and now revived Main Street Community Reinvestment Area ("CRA") established under Ordinance 105-00 and the former and now revived Valley View CRA under ordinance in 71-04 within the City of North Canton, re-designating a Housing Officer to administer the programs, reestablishing a Community Reinvestment Housing Council and a Tax Incentive Review Council, repealing any and all legislation inconsistent herewith, and declaring the same to be an emergency.

2. Ordinance, Rules and Claims Committee

Chairperson: Stephanie Werren  
Vice Chairperson: Doug Foltz  
Mark Cerreta  
Dominic Fonte  
Dan Griffith  
Marcia Kiesling  
Daniel Peters

- (a) An ordinance authorizing all action necessary to support the continuation of a governmental natural gas aggregation program with opt-out provisions pursuant to Ohio Revised Code Section 4929.26, directing the Mayor of the City of North Canton to execute a Consulting Agreement with Independent Energy Consultants, Inc., and authorizing the Mayor to enter into a supply agreement(s) with a certified supplier(s) to continue the City's Natural Gas Aggregation Program beyond November 30, 2016, when the current supply agreement ends, and declaring the same to be an emergency.
- (b) A resolution to impose a moratorium on granting building permits or certificates of occupancy for any building, structure, use or change of use, which would authorize the cultivation, processing, or retail sale of medical marijuana for an initial period not to exceed six months from the effective date of this resolution, thereby permitting City Council and the Planning Commission to more fully analyze applicable federal law, Ohio statutes, and North Canton's ordinances relative to such use, and declaring the same to be an emergency.

**3. Personnel and Safety Committee**

Chairperson: Daniel Peters  
Vice Chairperson: Dominic Fonte  
Mark Cerreta  
Doug Foltz  
Dan Griffith  
Marcia Kiesling  
Stephanie Werren

- (a) An ordinance amending Section 20 COMPENSATION, of Chapter 155 Personnel Regulations of Part One – Administrative Code of the Codified Ordinances of the City of North Canton, in accordance with North Canton Ordinance No. 37 – 2016, to increase the bi-weekly compensation for the position of Director of Permits and Development, and declaring the same to be an emergency.
- (b) An ordinance authorizing the Mayor of the City of North Canton, Ohio, to enter into a successor collective bargaining agreement between the City and the North Canton Service and Clerical Employees ("Service and Clerical Union"), and declaring the same to be an emergency.

**4. Street and Alley Committee**

Chairperson: Dominic Fonte  
Vice Chairperson: Daniel Peters  
Mark Cerreta  
Doug Foltz  
Dan Griffith  
Marcia Kiesling  
Stephanie Werren

- (a) An ordinance approving, confirming and accepting a perpetual storm sewer and drainage easement known as Parcel No. 5609242, and being part of Open Space "C", by and between the City of North Canton, an Ohio charter municipal corporation ("City"), Grantee, and The Sanctuary Owners Association, Inc., Grantor, and declaring the same to be an emergency.
- (b) An ordinance approving, confirming and accepting a perpetual water main easement known as Parcel No. 10006042, and being part of a 9.40 acre tract of land, by and between the City of North Canton, an Ohio charter municipal corporation ("City"), Grantee, and Villas at Kings Creek Condominium, Grantor, and declaring the same to be an emergency.
- (c) An ordinance approving, confirming and accepting a perpetual water main easement known as Parcel No. 10006130, and being part of a 4.70 acre tract of land, by and between the City of North Canton, an Ohio charter municipal corporation ("City"), Grantee, and Kings Creek Associates, L.P., Grantor, and declaring the same to be an emergency.

- (d) An ordinance authorizing the Mayor of the City of North Canton to prepare and submit an application to the Ohio Public Works Commission ("OPWC") for the West Maple Street Widening Project, and authorizing the Mayor, upon Board of Control approval, to enter into an agreement for said grant, and declaring the same to be an emergency.

5. Water, Sewer and Rubbish Committee

Chairperson: Mark Cerreta  
Vice Chairperson: Dan Griffith  
Doug Foltz  
Dominic Fonte  
Marcia Kiesling  
Daniel Peters  
Stephanie Werren

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids, for the City of North Canton Drinking Water Treatment Plant Clarifiers' Motor Replacement Project ("Project"), and authorizing the Mayor, upon Board of Control approval, to enter into a contract for the Project, and declaring the same to be an emergency.

6. Finance and Property Committee

Chairperson: Dan Griffith  
Vice Chairperson: Marcia Kiesling  
Mark Cerreta  
Doug Foltz  
Dominic Fonte  
Daniel Peters  
Stephanie Werren

- (a) An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids, for the City of North Canton EMS Building Addition Project, and authorizing the Mayor, upon Board of Control approval, to enter into a contract for the EMS Building Addition Project, and declaring the same to be an emergency.
- (b) An ordinance authorizing the Mayor of the City of North Canton, pursuant to Ohio Revised Code 9.48, to participate in joint purchasing programs with other political subdivisions for the purchase of machinery, materials and supplies used by various City departments, and specifically, to join the National Joint Purchasers Alliance for said purpose.

7. Adjourn.

Mary Beth Bailey  
Clerk of Council

Ordinance No. - 16

An ordinance repealing ordinances 5-10 and 107-09, reviving ordinances 71-04 and 105-00, and implementing sections 3735.65 through 3735.70 of the Revised Code, thereby reducing and dividing the North Canton CRA into the former and now revived Main Street Community Reinvestment Area ("CRA") established under ordinance 105-00 and the former and now revived Valley View CRA under ordinance in 71-04, within the City of North Canton, re-designating a Housing Officer to administer the programs, reestablishing a Community Reinvestment Housing Council and a Tax Incentive Review Council, repealing any and all legislation inconsistent herewith, and declaring the same to be an emergency.

WHEREAS, the General Assembly of the State of Ohio, by the enactment of sections 3735.65 through 3735.70 of the Revised Code, has heretofore authorized municipal corporations to designate CRAs to provide incentives for new residential, commercial, or industrial construction or remodeling in such areas by making available real property tax exemptions for such new construction or remodeling; and

WHEREAS, there has been prepared and submitted to this City Council housing surveys, which are on file with the Housing Officer, covering CRAs located in the City, and which surveys show the facts and conditions relating to existing structures and undeveloped areas in the Main Street and Valley View CRAs, including amongst other things, evidence of deterioration and lack of new construction, or the lack of repair or rehabilitation of substantial portions of the areas, and which surveys contain legal descriptions and depictions of the CRAs, which depictions are incorporated by reference as if fully rewritten herein, and illustrated in Exhibit A attached hereto and made a part hereof; and

WHEREAS, Council has received recommendations to designate CRAs described in said housing surveys, and this Council has further been apprised through said surveys of relevant facts and conditions relating to the CRAs has determined new construction and remodeling in such areas would serve to encourage economic stability, maintain real property values, generate new employment opportunities, and would be in the City's best interest;

WHEREAS, the City desires to reduce and divide the North Canton CRA described in ordinances 5-10 and 107-09 into the former and now revived Main Street and Valley View CRAs, described in ordinances 105-00 and 71-04, respectively; and

WHEREAS, the construction of new housing and remodeling of existing structures in the Main Street and Valley View CRAs constitute a public purpose for which real property exemptions may be granted.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. That based upon the aforesaid recommendations, said housing surveys, and upon this Council's own knowledge of the facts and conditions existing in the Main Street and Valley View CRAs, Council hereby finds and determines that these are areas in which housing facilities are located and new housing construction and repair of existing facilities or structures is discouraged.

- Section 2. That pursuant to section 3735.66 of the Revised Code, the Main Street CRA and Valley View CRA are hereby reestablished and redesignated as community reinvestment areas meeting the requirements of sections 3735.65 through 3735.70 of the Revised Code, the boundaries of which are described in said housing surveys, which descriptions are hereby expressly incorporated by reference as if fully rewritten herein, and are illustrated and depicted in Exhibit A attached hereto.
- Section 3. That within the Main Street and Valley View CRAs, new construction and remodeling of existing residential, commercial and industrial structures are hereby declared to a public purpose and eligible for the exemption of real property taxation. Only residential, commercial, and industrial improvements consistent with the applicable zoning regulations within the Main Street and Valley View CRAs will be eligible for exemptions.
- Section 4. That the percentage of tax exemptions on the increase in the assessed valuation resulting from improvements to commercial and industrial real property and the period of those exemptions shall be negotiated on a case-by-case basis in advance of the commencement of construction or remodeling consistent with sections 3735.65 through 3735.70 of the Revised Code. The results of such negotiations as approved by this Council shall be set forth in writing in community reinvestment area agreements as described section 3735.67 of the Revised Code.
- Section 5. That for residential property, a tax exemption is hereby authorized on 100% of the increase in the assessed valuation resulting from improvements as described in 3735.67 of the Revised Code and shall be granted upon proper application by the property owner and certification thereof by the City's designated Housing Officer. Residential applications must be filed with the Housing Officer no later than six months after completion of construction, unless the Housing Officer extends such time in writing. The following periods of real property tax exemption shall apply to all residential property:
- (a) 10 years for the remodeling of dwellings containing not more than 2 units, and upon which the cost of remodeling is at least \$15,000, as described in section 3735.67 of the Revised Code.
  - (b) 12 years for the remodeling of dwellings containing more than 2 units, and upon which the cost of remodeling is at least \$50,000, as described section 3735.67 of the Revised Code.
  - (c) 15 years for construction of dwellings as described in section 3735.67 of the Revised Code.
- Section 6. That all commercial and industrial projects shall be required to comply with the state application fee requirements described in section 3735.67 of the Revised Code. This Council, however, hereby determines the City shall waive collection of the local annual monitoring fees of one percent of the amount of taxes exempted in connection with the Main Street and Valley View CRAs.

- Section 7. That to administer and implement the provisions of the Main Street and Valley View CRAs in accordance with sections 3735.65 through 3735.70 of the Revised Code, the City's Director of Economic Development is hereby re-designated as the Housing Officer. The Housing Officer is authorized and directed to receive applications and grant real property tax exemptions for new structures or remodeling completed after the Ohio Department of Development's certification of the CRAs, and is further authorized and directed to make annual inspections of properties within the CRAs for which exemptions have been granted, and to keep the Housing Council and Tax Incentive Review Council ("TIRC") apprised of any revocations of CRA tax exemptions for lack of adequate property maintenance or compliance with a CRA agreement in accordance with section 3735.68 of the Revised Code.
- Section 8. That the North Canton Community Reinvestment Area Housing Council (the "Housing Council") has been established under prior CRAs and shall continue to consist of two members appointed by the Mayor, two members appointed by Council, one member appointed by the Planning Commission, and two City residents appointed by a majority of the first five members, which appointments are hereby authorized to be made. The members' terms of service shall be for three years. An unexpired term resulting from a vacancy in shall be filled in the same manner in which the initial appointment was made. The Mayor, City Council, and Planning Commission are hereby authorized and directed to make their respective appointments to the Housing Council when necessary and those five appointed members are authorized to appoint the final two members. The Housing Council shall continue to make annual inspections of the properties within the Main Street and Valley CRAs for which an exemption has been granted, and shall hear appeals as described in section 3735.70 of the Revised Code.
- Section 9. That the TIRC, having been established pursuant to section 5709.85 of the Revised Code, shall consist of three representatives appointed by the Board of County Commissioners, two representatives appointed by the Mayor with concurrence of City Council, the County Auditor (or designee), and a representative of each affected board of education located in the Main Street and Valley View CRAs. At least two TIRC members shall be City residents. The TIRC shall review annually compliance with all agreements involving the grant of exemptions for commercial or industrial real property remodeling or construction described in section 3735.67 of the Revised Code and shall make written recommendations to Council as to the continuation, modification, or termination of said agreements based upon the performance of those agreements.
- Section 10. That City Council reserves the right to re-evaluate the designation of the Main Street and Valley View CRAs on a biennial basis hereafter, at which time it may direct the Housing Officer to reject any new applications for exemptions as described in sections 3735.65 through 3735.70 of the Revised Code.
- Section 11. That the Mayor is hereby authorized and directed to confirm Department of Development certifications relevant to this ordinance.

- Section 12. That a copy of this ordinance shall be forwarded to the Stark County Auditor, and a copy shall also be published in the a newspaper of general circulation in the City once a week for two consecutive weeks immediately following its passage.
- Section 13. That any and all legislation inconsistent herewith, be, and the same is hereby repealed.
- Section 14. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary for the timely resizing of the City's Community Reinvestment Areas, to repeal ordinances 5-10 and 107-09, to revive ordinances 71-04 and 105-00, and to encourage economic stability, maintain real property values, and generate new employment opportunities; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this \_\_\_\_\_ day of \_\_\_\_\_, 2016

\_\_\_\_\_  
David Held, Mayor

Signed: \_\_\_\_\_, 2016

ATTEST:

\_\_\_\_\_  
Mary Beth Bailey, Clerk of Council

North Canton City Council  
Ordinance, Rules and Claims Committee

Ordinance No. - 2016

An ordinance authorizing all action necessary to support the continuation of a governmental natural gas aggregation program with opt-out provisions pursuant to Ohio Revised Code Section 4929.26, directing the Mayor of the City of North Canton to execute a Consulting Agreement with Independent Energy Consultants, Inc., and authorizing the Mayor to enter into a supply agreement(s) with a certified supplier(s) to continue the City's Natural Gas Aggregation Program beyond November 30, 2016, when the current supply agreement ends, and declaring the same to be an emergency.

WHEREAS, the Ohio Legislature has enacted natural gas deregulation legislation, "H.B. No. 9," which authorizes legislative authorities of municipalities to aggregate the retail natural gas loads located in the respective jurisdictions and to enter into service agreements to facilitate the purchase and sale of natural gas; and

WHEREAS, governmental aggregation provides an opportunity for residential and small business customers, collectively, to obtain in the potential benefits of natural gas deregulation through lower natural gas rates, which they would not otherwise be able to have done individually; and

WHEREAS, this Council finds and determines that it is in the best interest of the City, its residents, businesses and other natural gas consumers located within the corporate limits of the City to continue its Natural Gas Opt-Out Aggregation Program subject to the conditions of a Natural Gas Supply Agreement that will take effect on or about November 30, 2016; and

WHEREAS, Independent Energy Consultants, Inc., is an energy consulting firm certified by the Public Utilities Commission of Ohio as a broker and aggregator of natural gas and has experience in the purchase of natural gas, and the construction and administration of government aggregation programs.

NOW, THEREFORE, BE IT ORDINANCE BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That the Mayor of the City of North Canton, be, and is hereby directed to enter into an agreement with Independent Energy Consultants, Inc., for consulting services and any other required services related to the opt-out Natural Gas Aggregation Program for the City of North Canton.
- Section 2. That the Mayor, be, and is hereby authorized to enter into service agreement(s) to facilitate the sale and purchase of natural gas to consumers in the City's opt-out program. The natural gas supply service agreement shall only be with a natural gas supplier(s) certified



by the Public Utilities Commission of Ohio and shall not exceed three years in duration.

Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary to secure the most advantageous market rate for pricing and purchasing for the City residents and business entities; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this \_\_\_\_\_ day of \_\_\_\_\_ 2016

\_\_\_\_\_  
David Held, Mayor

Signed: \_\_\_\_\_, 2016

ATTEST:

\_\_\_\_\_  
Mary Beth Bailey, Clerk of Council



145 North Main St. · North Canton, OH 44720  
Phone: 330-499-8223 Fax: 330-305-0603

RECEIVED

AUG 08 2016

ADMINISTRATION  
NORTH CANTON, OHIO

CITY OF NORTH CANTON

Michael J. Grimes  
Director of Administration

Legislation Request

To: Daniel Jeff Peters, Council President

Date: August 8, 2016

Subject: Contract with Independent Energy Consultants for Natural Gas Aggregation  
Program Consulting and Authorization to Sign with Suppliers

Please place the above subject matter on the Committee of the Whole agenda at your earliest convenience. This request is for the consideration of an ordinance authorizing the Mayor of North Canton to continue our agreement with Independent Energy Consultants for assisting the City with the Natural Gas Aggregation Program and to enter into such agreement(s) from suppliers to purchase natural gas for the program. No service agreement with a supplier shall exceed four (4) years in duration.

EMERGENCY REQUESTED ☒ YES ☐ NO

Time is of the essence as we must give our consultant time to start the bid pricing process for our program, discuss the bid prices, settle on a bidder's price and then if the supplier changes from the last agreement, ample time to start the customer notification and changeover process. Our current Supplier Agreement ends at the November 30, 2016.

Respectfully,

Michael J. Grimes

c: Director of Finance – Laura Brown  
Director of Law – Timothy Fox

RECEIVED

AUG 09 2016

COUNCIL OFFICE  
NORTH CANTON, OHIO

North Canton City Council  
Ordinances, Rules & Claims  
Resolution No. -2016

A resolution to impose a moratorium on granting building permits or certificates of occupancy for any building, structure, use or change of use, which would authorize the cultivation, processing, or retail sale of medical marijuana for an initial period not to exceed six months from the effective date of this resolution, thereby permitting City Council and the Planning Commission to more fully analyze applicable federal law, Ohio statutes, and North Canton's ordinances relative to such use, and declaring the same to be an emergency.

WHEREAS, Ohio's General Assembly adopted and its Governor signed into law House Bill 523, which, amongst other things: permits patients with qualifying medical conditions to obtain, possess, and use medical marijuana; creates state regulatory oversight for the cultivation, processing, retail sale, use, and physician recommendation for the use of medical marijuana; authorizes the legislative authority of a municipal corporation to adopt an ordinance to prohibit, or limit, the number of cultivators, processors, and retails dispensaries licensed within a municipal corporation; and prohibits a medical marijuana cultivator, processor, retail dispensary, or laboratory that tests medical marijuana from being located within five hundred feet of the boundaries of a parcel of real estate having situated on it a school, church, public library, public playground, or public park; and

WHEREAS, given the far-reaching impact that House Bill 523 may have on the health, safety, welfare, comfort, and peace of our residents, Council and the Planning Commission require additional time to more fully analyze federal law, statutes, and ordinances involving regulating and restricting areas used for business and trade; and

WHEREAS, pursuant to the Constitution of the State of Ohio, and the Ohio Revised Code, municipalities have the legal authority to enact planning and zoning laws for the health, safety, welfare, comfort, and peace of the citizens of the municipality, including regulating and restricting areas used for business and trade; and

WHEREAS, North Canton is devoted to supporting and protecting its youth and ensuring families should not have to contend with increased drug exposure and the consequences thereof, that legalizing marijuana for medical use may bring to our community.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. That City Council hereby imposes a moratorium on granting building permits or certificates of occupancy for any building, structure, use or change of use, that would enable the cultivation, processing, or retail sale

of medical marijuana for a period not to exceed six months from the effective date of this resolution, in order to permit Council and the Planning Commission to more fully analyze federal law, Ohio statutes, and North Canton's ordinances relative to such use.

- Section 2. That for the purpose of this resolution, "medical marijuana" shall have the same meaning as defined in Section 3796.01(A)(2) of the Ohio Revised Code, effective September 8, 2016.
- Section 3. That no building permits, certificates of occupancy or any other permits shall be granted to open, use any land, or devote any area for the purpose of cultivating, processing, or retail sale of medical marijuana for the period of this moratorium.
- Section 4. That this moratorium shall be in effect for a period of six months from the effective date of this resolution or until changes are enacted to amend City ordinances to address the issues detailed above, or until City Council approves legislation explicitly revoking this moratorium, which occurs first.
- Section 5. That if a provision of this resolution is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this resolution.
- Section 6. That this resolution is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton, and further necessary to protect our children, families, workforce—our City—from the increased exposure of marijuana, and the consequences thereof, that may result from legalizing marijuana for medical use; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this resolution shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this \_\_\_\_\_ day of \_\_\_\_\_, 2016

\_\_\_\_\_  
David Held, Mayor

Signed: \_\_\_\_\_, 2016

ATTEST:

\_\_\_\_\_  
Mary Beth Bailey, Clerk of Council

North Canton City Council  
Personnel and Safety Committee

Ordinance No. - 2016

An ordinance amending Section 20 COMPENSATION, of Chapter 155 Personnel Regulations of Part One - Administrative Code of the Codified Ordinances of the City of North Canton, in accordance with North Canton Ordinance No. 37 – 2016, to increase the bi-weekly compensation for the position of Director of Permits and Development, and declaring the same to be an emergency.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. That Chapter 155 Personnel Regulations of Part One, Administrative Code, specifically, Section 1. GENERAL PERSONNEL REGULATIONS of the Codified Ordinances of the City of North Canton, be, and the same is hereby amended to read as follows:

Section 2. **COMPENSATION**

Full-Time Schedule of Compensation: Full-time employees shall be paid an amount equal to or less than the amount set forth in the following schedule:

Position	Bi-Weekly Compensation
Director of Administration	\$4,423.08
Director of Law	\$4,423.08
Director of Finance	\$4,423.08
City Engineer	\$4,423.08
Chief of Police	\$3,269.23
Chief of Fire & EMS	\$3,269.23
Supt., Permits & Inspection	\$3,269.23
Director of Permits & Development	\$3,269.23
Supt., Utilities & Services	\$2,884.62
Supt., Streets & Parks	\$2,884.62
Superintendent – Drinking Water Plant	\$2,884.62
Supt., Recreation, Buildings & Grounds	\$2,884.62
Operations Managers:	
Recreation, Buildings & Grounds	
Streets & Parks	
Water & Sanitary Sewer	
Drinking Water Plant	\$2,884.62
Chief Building Officer	\$2,884.62

Clerk of Council/Law Dept.	\$2,468.82
Deputy Director of Finance	\$2,146.82
Administrative Assistant/Payroll Clerk	\$1,730.00
Administrative Assistant	\$1,730.00

At all times the position of Director of Permits & Development is filled, the person serving in the capacity shall also hold the title of Superintendent, Permits & Inspection at no additional compensation.

#### Public Safety – FIRE / EMS

Assistant Fire Chief	\$ 14.96
Fire Captain	\$ 14.60
Fire Captain / EMT – Paramedic	\$ 14.60
Fire Captain / EMT – Basic	\$ 14.60
<u>Public Safety – FIRE / EMS (Cont.)</u>	

EMT – Paramedic	\$ 14.60
Firefighter / EMT – Paramedic	\$ 14.60
Firefighter / EMT – Basic	\$ 14.13
Firefighter	\$ 14.13
EMT – Basic	\$ 14.13
EMT Personnel on Standby	\$ 2.21
Manned at Station: PPT or SDP	
Fire/Medic	\$ 13.30
Paramedic	\$ 13.30
Firefighter	\$ 12.30
Basic	\$ 12.30

Part-time employees staffed at station will not receive standby wages and will work a minimum of four hours.

#### Public Safety – Police

Dispatcher C	\$ 12.21
School Crossing Guard	\$ 11.77
Auxiliary Police	\$ 11.04
Special Patrolman	\$ 14.96

#### Financial & Clerical

Fiscal/Clerical Specialist	\$ 11.88
Payroll Manager/Admin. Assist.	\$ 19.47

#### Department of Engineering

Engineering Clerk	\$ 11.88
Special Project Inspector	\$ 16.82

Engineering Clerk, Special Project Inspector, and Nuisance Officer shall be paid an amount equal to or less than the amount set forth in the schedule listed above

Building & Permits

Building Inspector

Nuisance Officer

\$ 24.08

\$ 17.00

General Government

Summer I

Minimum Wage

Summer II

Minimum Wage + 7.3%

Intern

Minimum Wage + 25.3%

Skilled Worker

\$ 14.50

Laborer

\$ 13.00

Laborer shall be paid an amount equal to or less than the amount set forth in the schedule listed above

Recreation

Class "A" Instructor

\$ 11.00

Senior Program Director\*\*

\$ 203.50

\*\*Paid bi-weekly

A. In the event the Senior Program Director works less than 20 hours in a bi-weekly pay period, the actual hours worked will be paid at the Senior Program Director's applicable hourly rate.

B. That there be and is hereby established an overtime rate of time and one-half after a scheduled eight (8) hours or working a holiday for part-time police officers and part-time radio dispatchers.

C. Effective January 1 of each year, any employee receiving minimum wage shall have their hourly compensation automatically adjusted to reflect the applicable Federal or State minimum wage, whichever is higher.

Section 3. That any and all legislation inconsistent herewith, be, and is hereby repealed.

Section 4. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 5. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton, and further necessary to update the compensation level for the position of Director of Permits and Development and thereby permit the City to promptly recruit and attract a highly trained and experienced individual to fill said position due to the recent retirement of said employee; wherefore

provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in force immediately upon its adoption by Council and approval of the Mayor. Otherwise, it shall take effect and be force from and after the earliest period allowed by law.

Passed by Council this \_\_\_\_\_ day of \_\_\_\_\_, 2016

\_\_\_\_\_  
David Held, Mayor

Signed: \_\_\_\_\_, 2016

ATTEST:

\_\_\_\_\_  
Mary Beth Bailey, Clerk of Council





145 North Main St. · North Canton, OH 44720  
Phone: 330-499-8223 Fax: 330-305-0603  
mgrimes@northcantonohio.gov

## CITY OF NORTH CANTON

**Michael J. Grimes**  
Director of Administration

### Legislation Request

To: Daniel J. Peters, Council President

Date: August 11, 2016

Subject: Amend Exempt Ordinance # 37-2016

I am requesting consideration that Council amend city exempt ordinance # 37-2016, Section #2, to increase the bi-weekly salary compensation of the position / title *Director of Permits & Development* from \$2884.62 to \$3269.23.

This position was created with the passing of Ordinance #103-2011 on December 12, 2011. The result of this was a combining of two positions and responsibilities. Our Superintendent of Permits & Inspection at that time was moved into this new position with more duties and responsibilities but with no increase in compensation.

This exempt employee has continued to work this new position over the last 4 ½ years with only once receiving a small stipend, once receiving a 2% wage increase; but always paying more in health care. With the retirement of this person I believe we will need to offer a higher wage at this time to attract the talent that would interest us for filling this position.

EMERGENCY REQUESTED   X   YES        NO

Time is of the essence as the current Director of Permits and Development has given notice that he will be retiring with a last official day of September 2, 2016, however he will be off approximately 2 weeks prior to this date taking some vacation and sick time.

Respectfully Submitted,

Michael J. Grimes

Copy; File

**RECEIVED**

AUG 11 2016

COUNCIL OFFICE  
NORTH CANTON, OHIO

North Canton City Council  
Personnel and Safety Committee

Ordinance No. - 2016

An ordinance authorizing the Mayor of the City of North Canton, Ohio, to enter into a successor collective bargaining agreement between the City and the North Canton Service and Clerical Employees ("Service and Clerical Union"), and declaring the same to be an emergency.

WHEREAS, the Mayor of the City of North Canton and the exclusive representatives for the Service and Clerical Union entered into a tentative collective bargaining agreement, which is effective June 1, 2016 through May 31, 2019, State Ohio Employment Relations Board case number 2014-MED-05-0751; and

WHEREAS, this tentative agreement has been reduced to writing, has been submitted to North Canton's City Council, and is on file in the office of Council's clerk.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That the Mayor of the City of North Canton, be, and is hereby authorized to enter into a successor collective bargaining agreement between the City of North Canton and the Service and Clerical Union, effective June 1, 2016 through May 31, 2019, State Ohio Employment Relations Board case number 2014-MED-05-0751, which shall supersede all previously adopted legislation in direct conflict herewith.
- Section 2. That the Director of Finance is hereby authorized to expend the necessary funds therefore, which funds are hereby appropriated.
- Section 3. That if a provision of this ordinance is or becomes illegal, invalid, or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary and further necessary for the timely effectiveness of the collective bargaining agreement for the City's Service and Clerical Union; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this \_\_\_\_\_ day of \_\_\_\_\_ 2016

\_\_\_\_\_  
David Held, Mayor

Signed: \_\_\_\_\_, 2016

ATTEST:

\_\_\_\_\_  
Mary Beth Bailey, Clerk of Council

North Canton City Council  
Street and Alley Committee

Ordinance No. - 2016

An ordinance approving, confirming and accepting a perpetual storm sewer and drainage easement known as Parcel No. 5609242, and being part of Open Space "C", by and between the City of North Canton, an Ohio charter municipal corporation ("City"), Grantee, and The Sanctuary Owners Association, Inc., Grantor, and declaring the same to be an emergency.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That a perpetual storm sewer and drainage easement known as Parcel No. 5609242, by and between the City, and The Sanctuary Owners Association, Inc., be, and the same is hereby approved, confirmed and accepted.
- Section 2. That attachments regarding this easement more fully describing the parcel and easement are attached hereto and incorporated herein as if fully rewritten herein.
- Section 3. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary for the City to have prompt access to the utility as well as sanitary sewer pipes and lines; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

Passed in Council this \_\_\_\_\_ day of \_\_\_\_\_ 2016

\_\_\_\_\_  
David Held, Mayor

Signed: \_\_\_\_\_, 2016

ATTEST:

\_\_\_\_\_  
Mary Beth Bailey, Clerk of Council



# City of NORTH CANTON, OHIO

145 NORTH MAIN STREET  
NORTH CANTON OHIO 44720-2587

**RECEIVED**

JUL 12 2016

## LEGISLATION REQUEST

ADMINISTRATION  
NORTH CANTON, OHIO

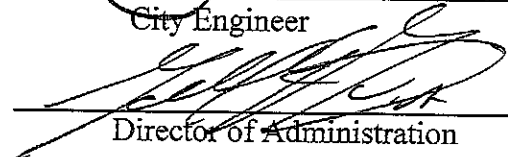
July 12, 2016

To: **Daniel Jeff Peters, President**  
City Council

Subject: **Perpetual Storm Sewer & Drainage Easement**  
(The Sanctuary Owners Association, Inc.)

Requested By:   
City Engineer

Date: 7/12/16

Approved By:   
Director of Administration

Date: 7/12/2016

Requesting legislation accepting a Perpetual Storm Sewer & Drainage Easement.

Parcel No. 5609242 (See Attached)

EMERGENCY REQUESTED: Yes X No       

**RECEIVED**

JUL 12 2016

COUNCIL OFFICE  
NORTH CANTON, OHIO

EASEMENT ONLY 560924Z NC 08Z 7/1/2016 JC  
05 2400

4

ALAN HAROLD  
Stark County Auditor  
FEE 12

JUL 01 2016

Instr: 201607010025476 7/1/2016  
P: 1 of 4 F: \$44.00  
Rick Campbell 12:18 PM EASE  
Stark County Recorder T20160024543

TRANSFERRED  
TRANSFER NOT NECESSARY  
DEPUTY W. W. W.  
IN COMPLIANCE WITH ORC 319.202

**PERPETUAL STORM SEWER & DRAINAGE EASEMENT**  
Parcel No.: 5609242

For and in consideration of ONE DOLLAR (\$1.00) and other good and valuable consideration, the sufficiency of which is hereby acknowledged, **The Sanctuary Owners Association, Inc.**, an Ohio not-for-profit corporation, GRANTOR, do hereby give and grant unto **THE CITY OF NORTH CANTON**, an Ohio municipal corporation, GRANTEE, a perpetual easement to lay, re-lay, construct, install, maintain, operate, alter, inspect, repair, remove, replace, and renew at will a storm sewer conduit (the "Utility") and to perform any other tasks GRANTEE deems necessary or advisable in order to operate or maintain the "Utility" and appurtenances in accordance with the ordinances, rules, and regulates of Grantee, which are now in effect or may be adopted hereafter, including the right of ingress and egress at any time to and from the "Utility" and all appurtenances thereto on, under and through the following property, a/k/a the "Easement Area":

**SEE ATTACHED EXHIBIT "A"**

It is agreed by and between Grantors and Grantee as follows:

1. That the Grantee shall have the right to remove fences, shrubbery, plants, trees, landscaping, lawns, driveways, walkways, and paving within the Easement Area during initial construction or future maintenance of the "Utility" and all appurtenances thereto. The Grantee shall be responsible to restore the surface area of the easement, disturbed by Grantee, to as closely as possible to its condition at the time of construction or maintenance. The Grantee will pay reasonable damages for items which cannot be restored or repaired. If the amount of said damages cannot be mutually agreed upon, the same shall be ascertained and determined by three disinterested persons; one appointed by the Grantors, one by the Grantee, and the third by the two so appointed. The award of such three persons shall be final and conclusive.
2. That no building or structure of any kind shall or will be erected within the easement area by Grantors, nor shall anything be placed in the vicinity of the easement which might be injurious to the utility. However, nothing herein shall interfere with the right of Grantors to place driveways, parking areas, or walkways in said easement. Grantors shall not change the ground elevation, within the easement area, without approval of Grantee.
3. That the Grantors may extend across, or grant easements to others to extend across said easement area to minimum acceptable clearances as determined by the Grantee.
4. That Grantors shall indemnify, defend and hold harmless Grantee from any and all claims, liabilities, damages, actions, costs and expenses or complaints, including reasonable attorney fees, arising out of Grantor's use of the Easement Area.
5. That upon removal of said utility and all appurtenances thereto, the Easement Area shall be restored as closely as possible to its then condition at the time of removal.
6. That this grant shall be binding upon the Grantors and Grantee and shall inure to the benefit of their respective heirs, executors, administrators, successors, and assigns forever.

007183

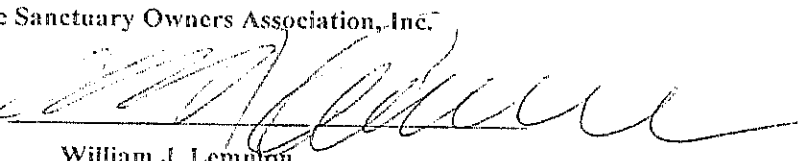
7. That the Grantors covenants with Grantee that it is well seized of the Easement Area as a good and indefeasible estate in fee simple and has the right to grant and convey the Easement Area in the manner and form described above. Grantors further covenants that it will warrant and defend the premises with the appurtenances thereunto belonging to Grantee against all lawful claims and demands whatsoever for the purposes described herein.
8. That this easement is subject to all matters of record.

IN WITNESS WHEREOF, the undersigned grantor(s) have caused their name to be subscribed to this Perpetual Storm Sewer & Drainage Easement this 24 day of JUNE, 2016.

**GRANTOR(S):**

The Sanctuary Owners Association, Inc.

By

  
William J. Lemmon  
Its Authorized representative

**NOTARY:**

STATE OF OHIO

)

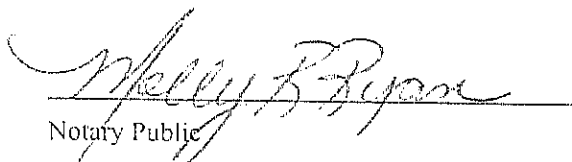
) SS:

COUNTY OF Stark

)

Before me, a Notary Public in and for said County, personally appeared William J. Lemmon, authorized representative for "The Sanctuary Owners Association, Inc., who acknowledged that he did sign the foregoing instrument and that it is his free act and deed.

IN THE TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my official seal a this 24 Day of JUNE, 2016.

  
Notary Public



MOLLY R. RYAN  
Notary Public, State of Ohio  
My Commission Expires April 29, 2017

This instrument prepared by: City of North Canton  
145 North Main Street  
North Canton, OH 4720

# GBC DESIGN, INC.

565 White Pond Drive • Akron, OH 44320-1123 • Phone 330-836-0228 • Fax 330-836-5782 • www.GBCdesign.com

July 28, 2015

Revised June 23, 2016

## EXHIBIT "B"

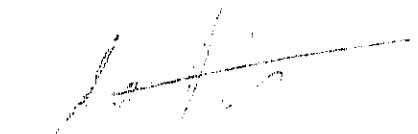
Sanctuary Owners Association, Inc. Property  
City of North Canton  
Storm Sewer Drainage Easement  
Area = 0.0687 Acres

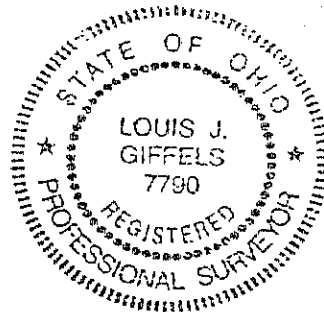
Situated in the City of North Canton, County of Stark, and State of Ohio and known as being part of Open Space 'C' as shown on the Plat entitled "The Sanctuary No. 1", as recorded in Inst. #200511290079996 of the Stark County records, and more fully described as follows:

Beginning at a 1" rebar found at a northwesterly corner of said Open Space 'C', said point being the True Place of Beginning for the parcel of land herein described in the following five (5) courses;

1. Thence S 80° 43' 19" E, along a southerly line of lands now or formerly owned by McKinley-Applegrove, Ltd., as recorded in Inst. #201510070040004 of the Stark County records, also being a southerly line of future City Lot 7099, a distance of 130.00 feet to a 1" rebar found;
2. Thence S 71° 33' 46" E, along a southerly line of an existing public drainage easement as recorded in said Inst. #200511290079996, a distance of 36.61 feet to a point;
3. Thence S 76° 04' 49" W, along a new line of easement, a distance of 35.98 feet to a point;
4. Thence N 80° 43' 19" W, along a new line of easement, a distance of 133.84 feet to a point;
5. Thence along an easterly line of future Laurel Green Drive, along the arc of a circle curving to the right, having a central angle of 04° 24' 42", a radius of 260.00 feet, a tangent of 10.01 feet, a chord of 20.01 feet, a chord bearing N 11° 26' 54" E, and an arc length of 20.02 feet to the True Place of Beginning, and containing 0.0687 Acres of land, more or less, as surveyed in July, 2015 by Louis J. Giffels, P.S. Reg. No. 7790, with GBC Design, Inc., but subject to all legal highways and any restrictions, reservations, or easements of record.

\*The Basis of Bearing for this legal description is the plat of Sanctuary No. 1 as recorded in Instrument No. 200511290079996 of the Stark County records.

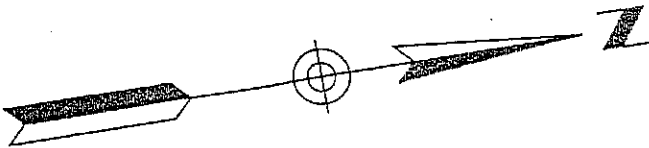
  
Louis J. Giffels, P.S. Reg. No. 7790



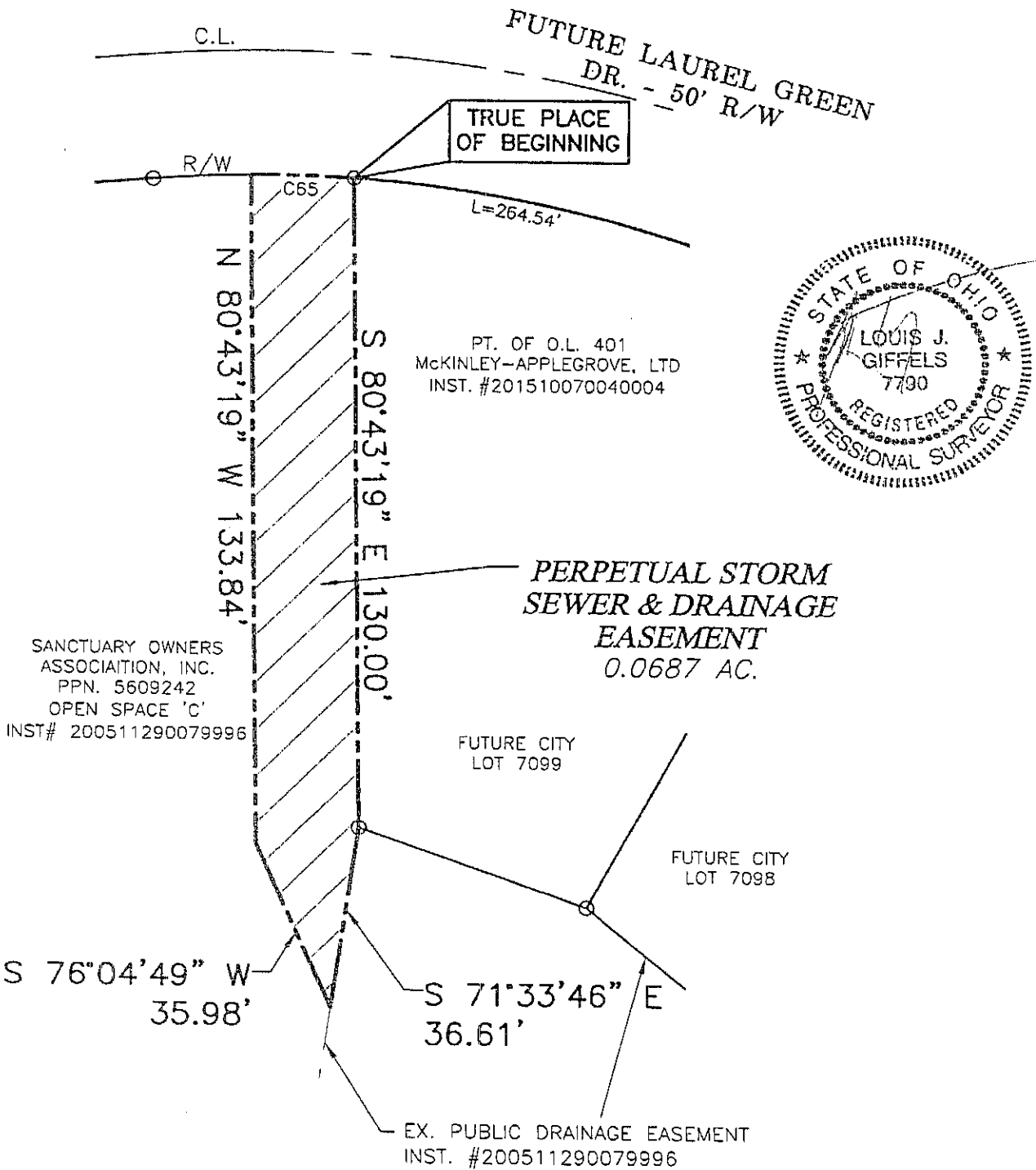


CURVE TABLE						
CURVE	LENGTH	RADIUS	DELTA	TANGENT	CHORD LENGTH	CHORD BEARING
C65	20.02'	260.00'	4°24'42"	10.01'	20.01'	N 11°26'54" E

SITUATED IN THE CITY OF NORTH CANTON, COUNTY OF STARK, STATE OF OHIO AND KNOWN AS BEING PART OF OPEN SPACE "C" AS SHOWN ON THE PLAT ENTITLED "THE SANCTUARY NO. 1", AS RECORDED IN INST. #200511290079996 OF THE STARK COUNTY RECORDS



SCALE: 1" = 30'



PERPETUAL STORM SEWER & DRAINAGE EASEMENT  
EXHIBIT "A"

PREPARED BY:  
**GBC** DESIGN, INC.

565 White Pond Dr. Akron, OH 44320  
Phone 330-836-0228 Fax 330-836-5782

DATE: JUNE 22, 2016  
PROJECT No. 31135BE

North Canton City Council  
Street and Alley Committee

Ordinance No. - 2016

An ordinance approving, confirming and accepting a perpetual water main easement known as Parcel No. 10006042, and being part of a 9.40 acre tract of land, by and between the City of North Canton, an Ohio charter municipal corporation ("City"), Grantee, and Villas at Kings Creek Condominium, Grantor, and declaring the same to be an emergency.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That a perpetual water main utility easement known as Parcel No. 10006042, by and between the City, and Villas at Kings Creek Condominium, be, and the same is hereby approved, confirmed and accepted.
- Section 2. That attachments regarding this easement more fully describing the parcel and easement are attached hereto and incorporated herein as if fully rewritten herein.
- Section 3. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary for the City to have prompt access to the utility as well as sanitary sewer pipes and lines; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

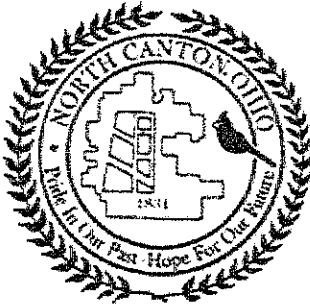
Passed in Council this \_\_\_\_\_ day of \_\_\_\_\_ 2016

\_\_\_\_\_  
David Held, Mayor

Signed: \_\_\_\_\_, 2016

ATTEST:

\_\_\_\_\_



# City of NORTH CANTON, OHIO

145 NORTH MAIN STREET  
NORTH CANTON OHIO 44720-2587

**RECEIVED**

AUG 10 2016

## LEGISLATION REQUEST

ADMINISTRATION  
NORTH CANTON, OHIO

To: **Daniel Jeff Peters, President**  
City Council

Subject: **Perpetual Water Main Easement**

Requested By:   
City Engineer

Date: 8/9/16

Approved By:   
Director of Administration

Date: 8/10/2016

Requesting legislation accepting two (2) Perpetual Water Main Easements.

Parcel No. 100006042 (Villas at Kings Creek Condominium)

Parcel No. 100006130 (Kings Creek Associates, L.P.)

(See Attached)

This legislation is requested on emergency to complete the Market Ave. N. Widening Project in a timely manner.

EMERGENCY REQUESTED: Yes X No       

**RECEIVED**

AUG 10 2016

COUNCIL OFFICE  
NORTH CANTON, OHIO

## PERPETUAL WATER MAIN EASEMENT

Parcel No.: 10006042

For and in consideration of ONE DOLLAR (\$1.00) and other good and valuable consideration, the sufficiency of which is hereby acknowledged, Villas at Kings Creek Condominium, GRANTORS, do hereby give and grant unto THE CITY OF NORTH CANTON, an Ohio municipal corporation, GRANTEE, a perpetual easement to lay, re-lay, construct, install, maintain, operate, alter, inspect, repair, remove, replace, and renew at will a water main and to perform any other tasks GRANTEE deems necessary or advisable in order to operate or maintain the water system and appurtenances in accordance with the ordinances, rules, and regulations of Grantee, which are now in effect or may be adopted hereafter, including the right of ingress and egress at any time to and from such utility and all appurtenances thereto on, under and through the following property, a/k/a the "Easement Area":

SEE ATTACHED EXHIBIT "A"

COPY

It is agreed by and between Grantors and Grantee as follows:

1. That the Grantee shall have the right to remove fences, shrubbery, plants, trees, landscaping, lawns, driveways, walkways, and paving within the Easement Area during initial construction or future maintenance of the utility and all appurtenances thereto. The Grantee shall be responsible to restore the surface area of the easement, disturbed by Grantee, to as closely as possible to its condition at the time of construction or maintenance. The Grantee will pay reasonable damages for items which cannot be restored or repaired. If the amount of said damages cannot be mutually agreed upon, the same shall be ascertained and determined by three disinterested persons; one appointed by the Grantors, one by the Grantee, and the third by the two so appointed. The award of such three persons shall be final and conclusive.
2. That no building or structure of any kind shall or will be erected within the easement area by Grantors, nor shall anything be placed in the vicinity of the easement which might be injurious to the utility. However, nothing herein shall interfere with the right of Grantors to place driveways, parking areas, or walkways in said easement. Grantors shall not change the ground elevation, within the easement area, without approval of Grantee.
3. That the Grantors may extend across, or grant easements to others to extend across said easement area to minimum acceptable clearances as determined by the Grantee.
4. That Grantors shall indemnify, defend and hold harmless Grantee from any and all claims, liabilities, damages, actions, costs and expenses or complaints, including reasonable attorney fees, arising out of Grantor's use of the Easement Area.
5. That upon removal of said utility and all appurtenances thereto, the Easement Area shall be restored as closely as possible to its then condition at the time of removal.
6. That this grant shall be binding upon the Grantors and Grantee and shall inure to the benefit of their respective heirs, executors, administrators, successors, and assigns forever.

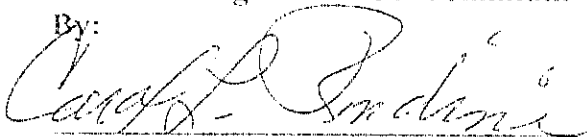
7. That the Grantors covenants with Grantee that it is well seized of the Easement Area as a good and indefeasible estate in fee simple and has the right to grant and convey the Easement Area in the manner and form described above. Grantors further covenants that it will warrant and defend the premises with the appurtenances thereunto belonging to Grantee against all lawful claims and demands whatsoever for the purposes described herein.
8. That this easement is subject to all matters of record.

IN WITNESS WHEREOF, the undersigned grantor(s) have caused their name to be subscribed to this Perpetual Water Main Easement this 3rd day of August, 2016.

**GRANTOR(S):**

Villas at Kings Creek Condominium

By:



Carol L. Rondini, President

COPY

**NOTARY:**

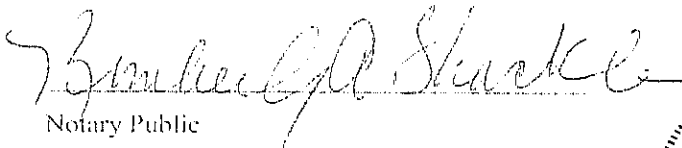
STATE OF OHIO )

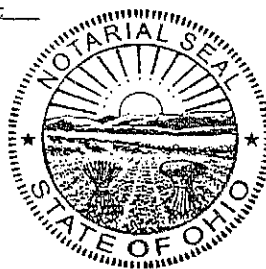
) SS:

COUNTY OF CH. STARK )

Before me, a Notary Public in and for said County, personally appeared **Carol L. Rondini, President of Villas at Kings Creek Condominium**, who acknowledged that they did sign the foregoing instrument and that it is their free act and deed.

IN THE TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my official seal a this 3rd Day of August, 2016.

  
Notary Public



Kimberly A. Shackle  
Notary Public, State of Ohio  
My Commission Expires 02-21-2017

This instrument prepared by: City of North Canton  
145 North Main Street  
North Canton, OH 44720

EXHIBIT 'A'

DESCRIPTION OF A 0.0197 ACRE  
20' WIDE WATER MAIN EASEMENT

PART OF PARCEL NO. 100-06042

COPY

Known as and being part of a 9.40 acre tract of land, as situated in part of the Southwest Quarter of Section 15, Plain Township, Stark County, Ohio which is presently owned by Villas at Kings Creek Condominium and recorded in Stark County Recorders Instrument Number 1991/10150038926 and being more particularly bounded and described as follows.

Beginning for the same at a point, at the Southwest Corner of said Southwest Quarter of Section 15, said point also being the intersection of the centerline of Market Avenue North (SR 43), a public roadway of variable widths, with the centerline of 55th Street NE. Thence N01°33'12"E, along a portion of the west line of said Section 15 and centerline of Market Avenue North, a distance of 447.66 feet to a point.

1. Thence S88°26'48"E, perpendicular to said Section Line and centerline, a distance of 45.00 feet, to a point on the east Right-of-Way line of said Market Avenue North and being the **True Point of Beginning** for the Water Main Easement herein to be described;
2. Thence N01°33'12"E, along a portion of said east Right-of-Way line and the west line of the proposed Water Main Easement, a distance of 20.00 feet to a point;
3. Thence S88°26'48"E, along the north line of the proposed Water Main Easement, a distance of 43.00 feet to a point;
4. Thence S01°33'12"W, along the east line of the proposed Water Main Easement, a distance of 20.00 feet to a point;
5. Thence N88°26'48"W, along the south line of the proposed Water Main Easement, a distance of 43.00 feet, to a point on the said east Right-of-Way line of Market Avenue North, terminating at the true place of beginning for the Water Main Easement herein described.

The above defined Water Main Easement contains 0.197 acre of land more or less (860.0 SF).

As determined by Jerold E. Geib, PS #6725 of Cooper & Associates, a Partners Company, in July of 2016.

Subject to any and all easements, reservations, or restrictions that may be of record pertaining to the above described tract of land.

MARKET AVE. NORTH SR 43

SW CORNER  
SW QUARTER  
SECTION 15  
(PLA 085)

N01°33'12"E  
447.66'

SEC. LINE & CENTERLINE

R/W

R/W

VANSCODER, RICHARD D.  
PARCEL #100-06098  
R.I.No.1998/09160065263  
0.23 Ac.

STATE OF OHIO  
PARCEL #100-06043  
R.I.No.2015/02200006237  
0.14 Ac.

PROPOSED 20' WIDE  
WATER MAIN EASEMENT  
0.0197 Ac.

S88°26'48"E  
45.00'

N01°33'12"E  
20.00'

T.P.B.

N88°26'48"W  
43.00'

1 N. CANTON  
1 PROPERTY OWNER

PROPOSED VALVE BOX

S01°33'12"W  
20.00'

S88°26'48"E  
43.00'

EXISTING VALVE BOXES

VILLAS AT KINGS CREEK  
CONDOMINIUM  
PARCEL #100-06042  
R.I.No.1991/10150038926  
9.40 Ac.

55th ST. N.E.

R/W



EXHIBIT A

PROJECT 1478.02

WATER MAIN EASEMENT  
LOCATED IN THE S.W. QTR. SEC. 15; PLAIN TOWNSHIP  
STARK COUNTY, OHIO  
FOR: CITY OF NORTH CANTON



COOPER & ASSOCIATES  
A PARTNERS COMPANY  
1359 MARKET AVE. NORTH  
CANTON, OHIO 44714  
PHONE: (330) 452-5731

0 20 40 80  
SCALE: 1" = 40'

DRAWN BY: BEB  
CHECKED BY: JEG

North Canton City Council  
Street and Alley Committee

Ordinance No. - 2016

An ordinance approving, confirming and accepting a perpetual water main easement known as Parcel No. 10006130, and being part of a 4.70 acre tract of land, by and between the City of North Canton, an Ohio charter municipal corporation ("City"), Grantee, and Kings Creek Associates, L.P., Grantor, and declaring the same to be an emergency.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That a perpetual water main utility easement known as Parcel No. 10006130, by and between the City, and Kings Creek Associates, L.P., be, and the same is hereby approved, confirmed and accepted.
- Section 2. That attachments regarding this easement more fully describing the parcel and easement are attached hereto and incorporated herein as if fully rewritten herein.
- Section 3. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary for the City to have prompt access to the utility as well as sanitary sewer pipes and lines; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

Passed in Council this \_\_\_\_\_ day of \_\_\_\_\_ 2016

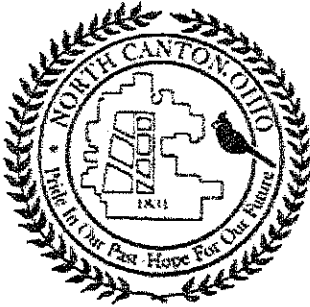
\_\_\_\_\_  
David Held, Mayor

Signed: \_\_\_\_\_, 2016

ATTEST:

\_\_\_\_\_  
Mary Beth Bailey, Clerk of Council





# City of NORTH CANTON, OHIO

145 NORTH MAIN STREET  
NORTH CANTON OHIO 44720-2587

**RECEIVED**

AUG 10 2016

ADMINISTRATION  
NORTH CANTON, OHIO

## LEGISLATION REQUEST

To: **Daniel Jeff Peters, President**  
City Council

Subject: **Perpetual Water Main Easement**

Requested By:   
City Engineer

Date: 8/9/16

Approved By:   
Director of Administration

Date: 8/10/2016

Requesting legislation accepting two (2) Perpetual Water Main Easements.

Parcel No. 100006042 (Villas at Kings Creek Condominium)

Parcel No. 100006130 (Kings Creek Associates, L.P.)

(See Attached)

This legislation is requested on emergency to complete the Market Ave. N. Widening Project in a timely manner.

EMERGENCY REQUESTED: Yes X No       

**RECEIVED**

AUG 10 2016

COUNCIL OFFICE  
NORTH CANTON, OHIO

COPY

**PERPETUAL WATER MAIN EASEMENT**  
Parcel No.: 10006130

For and in consideration of ONE DOLLAR (\$1.00) and other good and valuable consideration, the sufficiency of which is hereby acknowledged, **Kings Creek Associates, L.P.**, GRANTORS, do hereby give and grant unto **THE CITY OF NORTH CANTON**, an Ohio municipal corporation, GRANTEE, a perpetual easement to lay, re-lay, construct, install, maintain, operate, alter, inspect, repair, remove, replace, and renew at will a water main and to perform any other tasks GRANTEE deems necessary or advisable in order to operate or maintain the water system and appurtenances in accordance with the ordinances, rules, and regulations of Grantee, which are now in effect or may be adopted hereafter, including the right of ingress and egress at any time to and from such utility and all appurtenances thereto on, under and through the following property, a/k/a the "Easement Area":

**SEE ATTACHED EXHIBIT "A"**

It is agreed by and between Grantors and Grantee as follows:

1. That the Grantee shall have the right to remove fences, shrubbery, plants, trees, landscaping, lawns, driveways, walkways, and paving within the Easement Area during initial construction or future maintenance of the utility and all appurtenances thereto. The Grantee shall be responsible to restore the surface area of the easement, disturbed by Grantee, to as closely as possible to its condition at the time of construction or maintenance. The Grantee will pay reasonable damages for items which cannot be restored or repaired. If the amount of said damages cannot be mutually agreed upon, the same shall be ascertained and determined by three disinterested persons; one appointed by the Grantors, one by the Grantee, and the third by the two so appointed. The award of such three persons shall be final and conclusive.
2. That no building or structure of any kind shall or will be erected within the easement area by Grantors, nor shall anything be placed in the vicinity of the easement which might be injurious to the utility. However, nothing herein shall interfere with the right of Grantors to place driveways, parking areas, or walkways in said easement. Grantors shall not change the ground elevation, within the easement area, without approval of Grantee.
3. That the Grantors may extend across, or grant easements to others to extend across said easement area to minimum acceptable clearances as determined by the Grantee.
4. That Grantors shall indemnify, defend and hold harmless Grantee from any and all claims, liabilities, damages, actions, costs and expenses or complaints, including reasonable attorney fees, arising out of Grantor's use of the Easement Area.
5. That upon removal of said utility and all appurtenances thereto, the Easement Area shall be restored as closely as possible to its then condition at the time of removal.
6. That this grant shall be binding upon the Grantors and Grantee and shall inure to the benefit of their respective heirs, executors, administrators, successors, and assigns forever.

7. That the Grantors covenants with Grantee that it is well seized of the Easement Area as a good and indefeasible estate in fee simple and has the right to grant and convey the Easement Area in the manner and form described above. Grantors further covenants that it will warrant and defend the premises with the appurtenances thereunto belonging to Grantee against all lawful claims and demands whatsoever for the purposes described herein.
8. That this easement is subject to all matters of record.

IN WITNESS WHEREOF, the undersigned Kings Creek Associates, L.P. grantor(s) have caused their name to be subscribed by Westgate Management, Inc. the General Partner of Kings Creek Associates, L.P. to this Perpetual Water Main Easement this 4th day of August, 2016.

**GRANTOR(S):**

**Kings Creek Associates, L.P.**

**By: Westgate Management, Inc., General Partner**

Gary W. Wheeler  
Gary W. Wheeler, President

**COPY**

**NOTARY:**

STATE OF Ohio )  
 ) SS:  
COUNTY OF Stark )

Before me, a Notary Public in and for said State and County, personally appeared Gary W. Wheeler, President of Westgate Management, Inc., General Partner of Kings Creek Associates, L.P., who acknowledged that they did sign the foregoing instrument and that it is their free act and deed.

IN THE TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my official seal a this 4th Day of August, 2016.

Paula J. Demich  
Notary Public Stark County

PAULA J. DEMICH  
Notary Public, State of Ohio  
My Commission Expires 09-17-2020

This instrument prepared by: City of North Canton  
145 North Main Street  
North Canton, OH 4720

EXHIBIT 'A'

DESCRIPTION OF A 0.0197 ACRE  
20' WIDE WATER MAIN EASEMENT

PART OF PARCEL NO. 100-06130

COPY

Known as and being part of a 4.70 acre tract of land, as situated in part of the Southwest Quarter of Section 15, Plain Township, Stark County, Ohio which is presently owned by Kings Creek Associates LP and recorded in Stark County Recorders Instrument Number 1991/10150038926 and being more particularly bounded and described as follows.

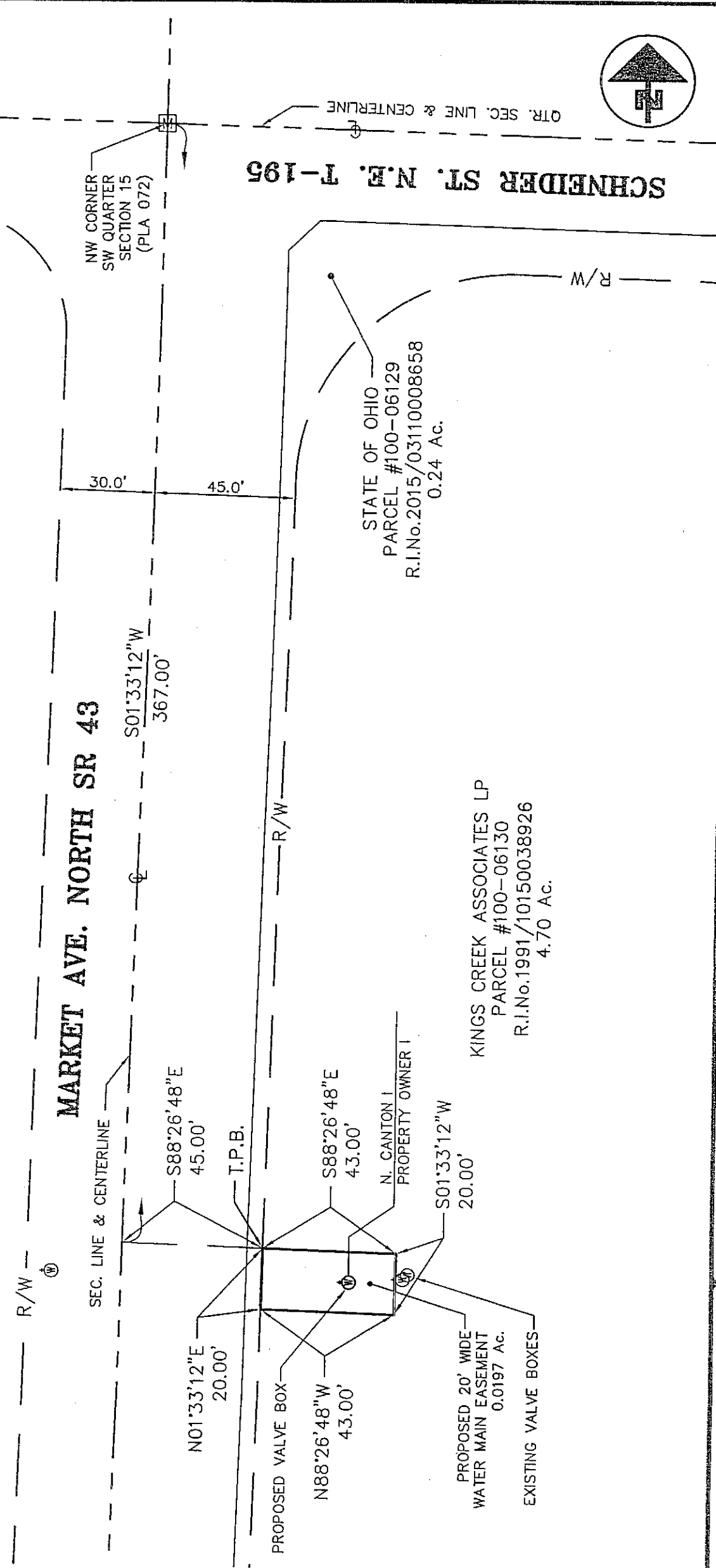
Beginning for the same at a point, at the Northwest Corner of said Southwest Quarter of Section 15, said point also being the intersection of the centerline of Market Avenue North (SR 43), a public roadway of variable widths with the centerline of Schneider Street (T - 195). Thence S01°33'12"W, along a portion of the west line of said Section 15 and centerline of Market Avenue North, a distance of 367.00 feet to a point.

1. Thence S88°26'48"E, perpendicular to said Section Line and centerline, a distance of 45.00 feet, to a point on the east Right-of-Way line of said Market Avenue North and being the **True Point of Beginning** for the Water Main Easement herein to be described;
2. Thence continuing S88°26'48"E, along the north line of the proposed Water Main Easement, a distance of 43.00 feet to a point;
3. Thence S01°33'12"W, along the east line of the proposed Water Main Easement, a distance of 20.00 feet to a point;
4. Thence N88°26'48"W, along the south line of the proposed Water Main Easement, a distance of 43.00 feet, to a point on the said east Right-of-Way line of Market Avenue North;
5. Thence N01°33'12"E, along a portion of said east Right-of-Way line, a distance of 20.00 feet to a point, terminating at the true place of beginning for the Water Main Easement herein described.

The above defined Water Main Easement contains 0.197 acre of land more or less (860.0 SF).

As determined by Jerold E. Geib, PS #6725 of Cooper & Associates, a Partners Company, in July of 2016.

Subject to any and all easements, reservations, or restrictions that may be of record pertaining to the above described tract of land.



<b>EXHIBIT A</b>	<b>WATER MAIN EASEMENT</b> LOCATED IN THE S.W. QTR. SEC. 15; PLAIN TOWNSHIP STARK COUNTY, OHIO <b>FOR: CITY OF NORTH CANTON</b>		<b>COOPER &amp; ASSOCIATES</b> A PARTNERS COMPANY 1359 MARKET AVE. NORTH CANTON, OHIO 44714 PHONE: (330) 452-5731	
			SCALE: 1" = 40'	DRAWN BY: BEB CHECKED BY: JEG

North Canton City Council  
Street and Alley Committee

Ordinance No. – 2016

An ordinance authorizing the Mayor of the City of North Canton to prepare and submit an application to the Ohio Public Works Commission ("OPWC") for the West Maple Street Widening Project, and authorizing the Mayor, upon Board of Control approval, to enter into an agreement for said grant, and declaring the same to be an emergency.

WHEREAS, the City desires to submit a grant application to the Ohio Public Works Commission for the West Maple Street Widening Project; and

WHEREAS, The Project's estimated total cost is \$650,000.00, which has already been awarded 80% federal funding as a result of the Stark County Area Transportation Study, and if successful with the OPWC grant, the City's cost for construction should be zero, except for ancillary costs.

NOW, THEREFORE, BE IT ORDINANCE BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That the Mayor of the City of North Canton, be, and is hereby authorized to prepare and submit an application to the OPWC for a grant for the West Maple Street Widening Project, and, upon Board of Control approval, to enter into an agreement for said grant.
- Section 2. That, if any provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this Ordinance.
- Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary in order to meet the September 16, 2016 deadline to submit the application to the Ohio Public Works Commission to obtain a grant for the West Maple Street Widening Project; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

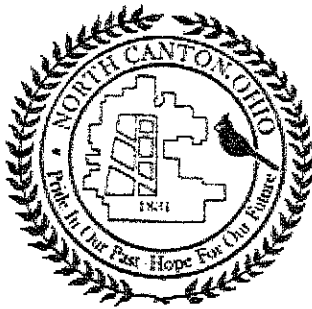
Passed in Council this \_\_\_\_\_ day of \_\_\_\_\_, 2016

ATTEST:

\_\_\_\_\_  
Mary Beth Bailey, Clerk of Council

\_\_\_\_\_  
David Held, Mayor

SIGNED: \_\_\_\_\_, 2016



# City of NORTH CANTON, OHIO

145 NORTH MAIN STREET  
NORTH CANTON OHIO 44720-2587

RECEIVED

AUG 04 2016

ADMINISTRATION  
NORTH CANTON, OHIO

## LEGISLATION REQUEST

August 3, 2016

To: Daniel Jeff Peters, President  
City Council

Subject: West Maple Street Widening (OPWC Grant Application)  
(Main Street to Ream Ave. NW)

Requested By: J. Bunkas  
City Engineer

Date: 8/3/16

Approved By: [Signature]  
Director of Administration

Date: 8/4/2016

Requesting legislation authorizing the Mayor to prepare and submit an application to the Ohio Public Works Commission for a grant for the West Maple Street Widening Project, and authorizing the Mayor through the Board of Control, to enter into an agreement for said grant.

This legislation is requested on emergency in order to submit the grant application due Sept. 16, 2016.

The project has received 80% Federal funding through SCATS/ODOT. The estimated total project cost is \$650,000. If we are successful with this OPWC grant, the City's share for construction cost should be \$0. However, there are be some ancillary costs the City has/will incur.

EMERGENCY REQUESTED: Yes X No       

RECEIVED

AUG 09 2016

COUNCIL OFFICE  
NORTH CANTON, OHIO

North Canton City Council  
Water, Sewer and Rubbish Committee

Ordinance No. - 2016

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids, for the City of North Canton Drinking Water Treatment Plant Clarifiers' Motor Replacement Project ("Project"), and authorizing the Mayor, upon Board of Control approval, to enter into a contract for the Project, and declaring the same to be an emergency.

NOW, THEREFORE, BE IT ORDINANCE BY THE COUNCIL OF THE  
CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That the Director of Administration of the City of North Canton, be, and is hereby authorized to advertise and receive bids for the Project, according to specifications now on file in the Director's office, and upon Board of Control approval, the Mayor is authorized to enter into an agreement for the Project.
- Section 2. That the Mayor of the City of North Canton, upon Board of Control approval, authorized to enter into a contract for the Clarifiers Motor Replacement Project.
- Section 3. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above specified contract from the following appropriation:
- |                        |                          |              |
|------------------------|--------------------------|--------------|
| 650 WATER REVENUE FUND |                          |              |
| 650.768.5230           | Maintenance of Equipment | \$250,000.00 |
- Section 4. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 5. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary to timely complete the Project and ensure safe drinking water for residents and customers; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.



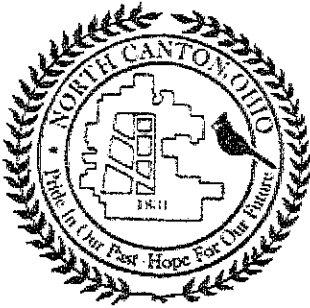
Passed in Council this \_\_\_\_\_ day of \_\_\_\_\_ 2016

\_\_\_\_\_  
David Held, Mayor

Signed: \_\_\_\_\_, 2016

ATTEST:

\_\_\_\_\_  
Mary Beth Bailey, Clerk of Council



# City of NORTH CANTON, OHIO

145 NORTH MAIN STREET  
NORTH CANTON OHIO 44720-2587

RECEIVED

AUG 04 2016

## LEGISLATION REQUEST

ADMINISTRATION  
NORTH CANTON, OHIO

August 3, 2016

To: Daniel Jeff Peters, President  
City Council

Subject: **DWP Clarifiers Motor Replacement Project**

Requested By: [Signature] Date: 8/3/16  
City Engineer

Approved By: [Signature] Date: 8/4/2016  
Director of Administration

Requesting an ordinance authorizing the Director of Administration to advertise and receive bids, and authorizing the Mayor through the Board of Control, to enter into a contract for the DWP Clarifiers Motor Replacement Project.

This legislation is requested on emergency in order to complete this project during the winter when the water demand is less.

Funds have been allocated in the following account(s):

650.768.5230

\$ 250,000

EMERGENCY REQUESTED: Yes X No       

RECEIVED

AUG 09 2016

COUNCIL OFFICE  
NORTH CANTON, OHIO

North Canton City Council  
Finance and Property Committee

Ordinance No. - 2016

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids, for the City of North Canton EMS Building Addition Project, and authorizing the Mayor, upon Board of Control approval, to enter into a contract for the EMS Building Addition Project, and declaring the same to be an emergency.

NOW, THEREFORE, BE IT ORDINANCE BY THE COUNCIL OF THE  
CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

Section 1. That the Director of Administration of the City of North Canton, be, and is hereby authorized to advertise and receive bids according to specifications now on file in the Director's office for the EMS Building Addition Project.

Section 2. That the Mayor of the City of North Canton, upon Board of Control approval, authorized to enter into a contract for the EMS Building Addition Project.

Section 3. That the Director of Finance of the City of North Canton, be, and is hereby authorized to draw funds necessary for the payment of the above specified contract from the following appropriation:

330 CAPITAL IMPROVEMENT FUND	
330.627.5600	Municipal Improvements
	\$190,000.00

Section 4. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.

Section 5. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary to complete the exterior portion of the project while the weather conditions are favorable; wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

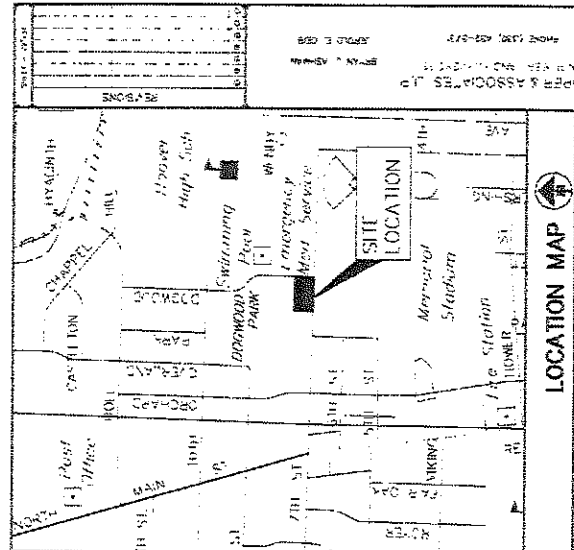
Passed in Council this \_\_\_\_\_ day of \_\_\_\_\_ 2016

\_\_\_\_\_  
David Held, Mayor

Signed: \_\_\_\_\_, 2016

ATTEST:

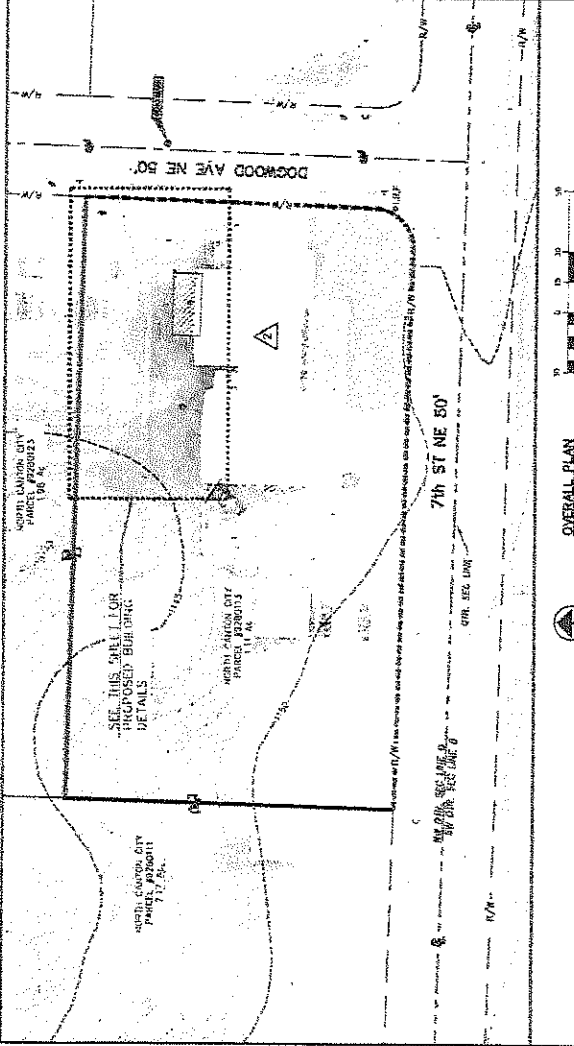
\_\_\_\_\_  
Mary Beth Bailey, Clerk of Council



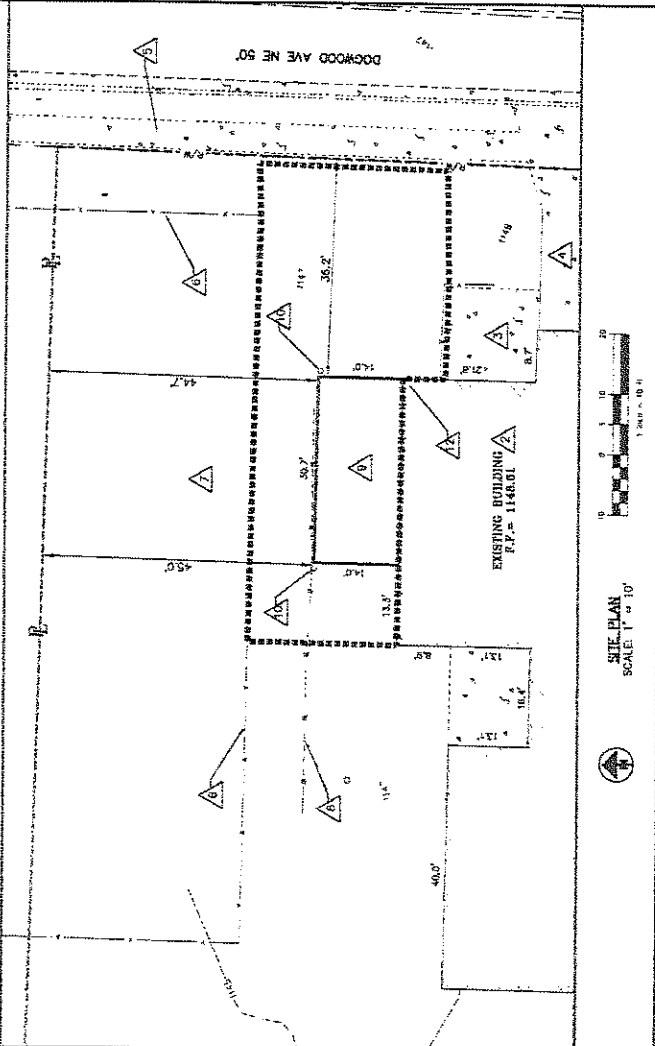
LOCATION MAP

**GENERAL NOTES:**

1. ALL DIMENSIONS ARE IN FEET AND INCHES. DIMENSIONS ARE SHOWN TO THE CENTER OF THE BUILDING OR TO THE FACE OF THE CURB, UNLESS OTHERWISE NOTED.
2. THE BUILDING SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL BUILDING CODE (IBC) AND THE INTERNATIONAL PLUMBING CODE (IPC).
3. THE BUILDING SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL MECHANICAL CODE (IMC) AND THE INTERNATIONAL ELECTRICAL CODE (IEC).
4. THE BUILDING SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL FIRE CODE (IFC) AND THE INTERNATIONAL SAFETY CODE (ISC).
5. THE BUILDING SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL SMOKE CONTROL CODE (ISCC) AND THE INTERNATIONAL VENTILATION CODE (IVC).
6. THE BUILDING SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL ACoustics CODE (IAC) AND THE INTERNATIONAL SOUND CODE (ISC).
7. THE BUILDING SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL LIGHTING CODE (ILC) AND THE INTERNATIONAL ENERGY CODE (IEC).
8. THE BUILDING SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL TRANSPORTATION CODE (ITC) AND THE INTERNATIONAL TRAFFIC CODE (ITC).
9. THE BUILDING SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL AIR POLLUTION CODE (IAPC) AND THE INTERNATIONAL CLIMATE CODE (ICC).
10. THE BUILDING SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL WASTE MANAGEMENT CODE (IWMC) AND THE INTERNATIONAL WATER CODE (IWC).
11. THE BUILDING SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL LANDSCAPE ARCHITECTURE CODE (ILAC) AND THE INTERNATIONAL GROUNDWATER CODE (IGC).
12. THE BUILDING SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL SOIL CONSERVATION CODE (ISCC) AND THE INTERNATIONAL EROSION CONTROL CODE (IECC).
13. THE BUILDING SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL FLOOD CONTROL CODE (IFCC) AND THE INTERNATIONAL DRAINAGE CODE (IDC).
14. THE BUILDING SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL SEWERAGE CODE (ISC) AND THE INTERNATIONAL WASTE WATER CODE (IWWC).
15. THE BUILDING SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL SOLID WASTE CODE (ISWC) AND THE INTERNATIONAL RECYCLING CODE (IRC).
16. THE BUILDING SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL HAZARDOUS WASTE CODE (IHC) AND THE INTERNATIONAL TOXIC WASTE CODE (ITWC).
17. THE BUILDING SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL RADIOACTIVE WASTE CODE (IRWC) AND THE INTERNATIONAL NUCLEAR WASTE CODE (INWC).
18. THE BUILDING SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL SPACE WASTE CODE (ISWC) AND THE INTERNATIONAL OUTER SPACE CODE (IOSC).
19. THE BUILDING SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL MARINE WASTE CODE (IMWC) AND THE INTERNATIONAL OCEANIC WASTE CODE (IOWC).
20. THE BUILDING SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL ATMOSPHERIC WASTE CODE (IAWC) AND THE INTERNATIONAL CLIMATE WASTE CODE (ICWC).

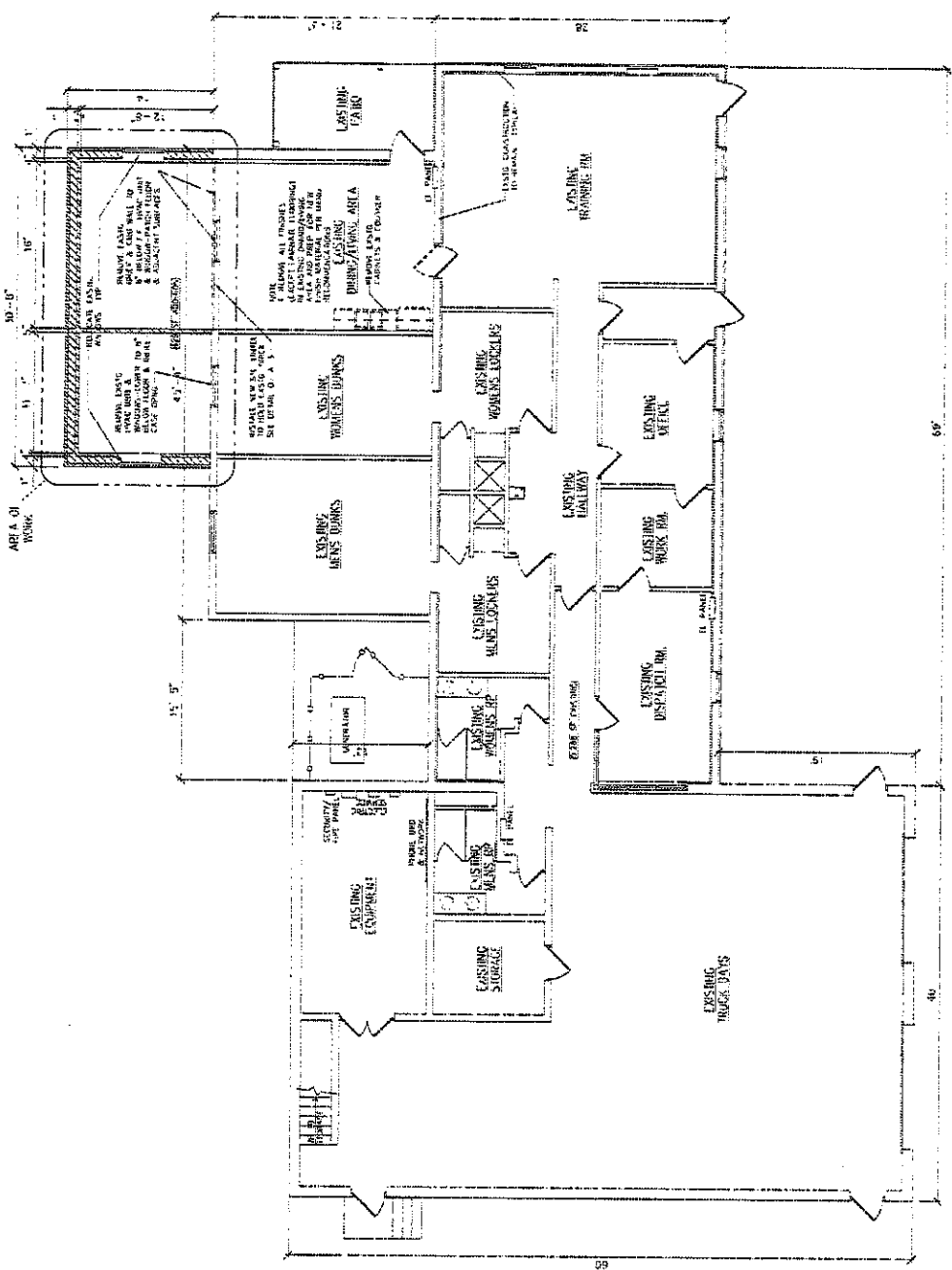


OVERALL PLAN  
SCALE 1" = 50'



SITE PLAN  
SCALE 1" = 10'

100-447100-100



OVERALL  
FLOOR PLAN



# City of NORTH CANTON, OHIO

145 NORTH MAIN STREET  
NORTH CANTON OHIO 44720-2587

## LEGISLATION REQUEST

August 3, 2016

RECEIVED

AUG 04 2016

ADMINISTRATION  
NORTH CANTON, OHIO

To: Daniel Jeff Peters, President  
City Council

Subject: **EMS Building Addition Project**

Requested By: J. Bank  
City Engineer

Date: 8/3/16

Approved By: [Signature]  
Director of Administration

Date: 8/4/2016

Requesting an ordinance authorizing the Director of Administration to advertise and receive bids, and authorizing the Mayor through the Board of Control to enter into a contract for EMS Building Addition Project.

This legislation is requested on emergency in order to complete the exterior portion of this project during favorable weather.

Funds have been allocated in the following account(s):

330.627.5600      \$      190,000

EMERGENCY REQUESTED:      Yes X      No \_\_\_\_\_

RECEIVED

AUG 09 2016

COUNCIL OFFICE  
NORTH CANTON, OHIO

North Canton City Council  
Finance and Property Committee

Ordinance No. - 2016

An ordinance authorizing the Mayor of the City of North Canton, pursuant to Ohio Revised Code 9.48, to participate in joint purchasing programs with other political subdivisions for the purchase of machinery, materials and supplies used by various City departments, and specifically, to join the National Joint Purchasers Alliance for said purpose.

WHEREAS, the Ohio Cooperative Purchase Act enables political subdivisions, such as the City of North Canton, to benefit from economies of scale, expedite the procurement process, and thereby achieve substantial purchase savings.

WHEREAS, the City of North Canton desires to join other political subdivisions to participate in a joint purchasing programs by joining the National Joint Purchasers Alliance.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That the Mayor of the City of North Canton, is hereby authorized to participate in the joint purchasing program with other political subdivisions for the purchase of machinery, materials and supplies used by various City departments by joining the National Joint Purchasers Alliance.
- Section 2. That the National Joint Powers Alliance enables political subdivisions to participate in joint purchasing programs to ensure the political subdivisions e receiving products and services of the highest quality at the lowest prices available.
- Section 3. That if a provision of this ordinance is or becomes illegal, invalid, or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 4. That this ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Passed in Council this \_\_\_\_\_ day of \_\_\_\_\_ 2016

ATTEST:

\_\_\_\_\_  
David Held, Mayor

\_\_\_\_\_  
Mary Beth Bailey, Clerk of Council

SIGNED: \_\_\_\_\_, 2016



## 9.48 Joint purchasing programs.

(A) As used in this section, "political subdivision" has the same meaning as in section 2744.01 of the Revised Code and includes a county hospital as defined in section 339.01 of the Revised Code.

(B) A political subdivision may do any of the following:

(1) Permit one or more other political subdivisions to participate in contracts into which it has entered for the acquisition of equipment, materials, supplies, or services, and may charge such participating political subdivisions a reasonable fee to cover any additional costs incurred as a result of their participation;

(2) Participate in a joint purchasing program operated by or through a national or state association of political subdivisions in which the purchasing political subdivision is eligible for membership.

(3) Participate in contract offerings from the federal government that are available to a political subdivision including, but not limited to, contract offerings from the general services administration.

(C) Acquisition by a political subdivision of equipment, material, supplies, or services, through participation in a contract of another political subdivision or participation in an association program under division (B)(1) or (2) of this section, is exempt from any competitive selection requirements otherwise required by law, if the contract in which it is participating was awarded pursuant to a publicly solicited request for a proposal or a competitive selection procedure of another political subdivision within this state or in another state. Acquisition by a political subdivision of equipment, materials, supplies, or services pursuant to division (B)(3) of this section is exempt from any competitive selection requirements otherwise required by law. No political subdivision shall acquire equipment, materials, supplies, or services by participating in a contract under this section if it has received bids for such acquisition, unless its participation enables it to make the acquisition upon the same terms, conditions, and specifications at a lower price.

(D) A political subdivision that is eligible to participate in a joint purchasing program operated by or through a national or state association of political subdivisions in which the purchasing political subdivision is eligible for membership may purchase supplies or services from another party, including another political subdivision, instead of through participation in contracts authorized by division (B)(2) of this section if the political subdivision can purchase those supplies or services from the other party upon equivalent terms, conditions, and specifications but at a lower price than it can through those contracts. Purchases that a political subdivision makes under this division are exempt from any competitive selection procedures otherwise required by law. A political subdivision that makes any purchase under this division shall maintain sufficient information regarding the purchase to verify that it satisfied the conditions for making a purchase under this division. Nothing in this division restricts any action taken by a political subdivision as authorized by division (B)(1) of this section.

(E) The authorization granted to a municipal corporation under this section shall be in addition to, and not in derogation of, the powers and authority granted by state law, the Ohio Constitution, and the provisions of a municipal charter, ordinance, or resolution.

Effective Date: 11-05-1997; 11-05-2004; 2008 SB268 09-12-2008



7300 Freedom Ave · North Canton, OH 44720  
Phone: 330-499-1528 Fax: 330-966-3617

RECEIVED

AUG 11 2016

ADMINISTRATION  
NORTH CANTON, OHIO

CITY OF NORTH CANTON

JAMES M. DAVIS SR.

Superintendent of City Services

Legislation Request

To: Daniel Jeff Peters, Council President

Date: August 11, 2016

Subject: **Participation in National Government Purchasing Cooperatives**

Please place the above subject matter on the next available Committee of the Whole agenda for consideration of an ordinance authorizing the Mayor of the City of North, to participate in national government cooperative purchasing contracts for the purchase of machinery, materials, supplies or other articles pursuant to Ohio Revised Code Section (ORC) 9.48.

O.R.C. Section 9.48 provides for the opportunity for political subdivisions to participate in a joint purchasing program operated by or through a national or state association of political subdivisions, including federal and local governments. The national government purchasing cooperatives establish and provides national leveraged and competitively solicited purchasing contracts based on quality, performance and price that ensure all political subdivisions receive products and services of the highest quality at the lowest prices.

EMERGENCY REQUESTED ☐ YES ☒ NO

Requested by: [Signature]  
Superintendent of City Services

Date: 8/11/16

Approved by: [Signature]  
Michael J. Grimes  
Director of Administration

Date: 8-11-2016

RECEIVED

AUG 15 2016

COUNCIL OFFICE  
NORTH CANTON, OHIO